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6 COUNTY OF SAN JOAQUIN, DEPUTY RICHARD
DUNSING, and LT. MENDOZA
7

8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**

10 ROBERT T. BROWN, individually and on
behalf of Class of Persons similarly situated,

11 Plaintiff,

12 vs.

13 COUNTY OF SAN JOAQUIN, SHERIFF
14 BAXTER DUNN, SHERIFF'S DEPARTMENT
OF SAN JOAQUIN COUNTY and DOES I
through X inclusive,

15 Defendants.
16

17 **CASE NO. 2:04-CV-02008-FCD-EFB**

18 **STIPULATION AND ORDER
CONTINUING PRE-TRIAL
CONFERENCE**

19
20 Plaintiff ROGER T. BROWN and Defendants COUNTY OF SAN JOAQUIN, DEPUTY
21 RICHARD DUNSING, and LT. MENDOZA, by and through their respective counsel,
22 respectfully submit this **STIPULATION AND ORDER CONTINUING PRE-TRIAL**
23 **CONFERENCE** for consideration by the Court. This matter was previously referred to the
24 VDRP by order of the Court dated August 22, 2006, and rescheduled for a Pre-Trial Conference
25 on November 17, 2006. James R. Kirby II, Esq., was subsequently selected as the neutral. This
26 stipulation is submitted because the availability of the parties and counsel to date has prevented
27 the scheduling of a date and place for the VDRP session. The parties, with the approval and
28 consent of the neutral, hereby agree to request an order of the Court for a continuance of the Pre-

1 Trial Conference in this matter currently scheduled for November 17, 2006, to a date convenient
2 for the Court after January 1, 2007, but not January 26, 2007, or February 13-23, 2007. The
3 parties will submit their joint Pre-Trial Statement one week in advance of any date set for the
4 Conference by the Court.

5 Respectfully submitted,

6 OFFICE OF THE COUNTY COUNSEL

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8 Dated: November 7, 2006

By: /s/ Jason R. Morrish
9 JASON R. MORRISH
Deputy County Counsel

10 Attorneys for Defendants,
11 COUNTY OF SAN JOAQUIN, DEPUTY
RICHARD DUNSING and LT. MENDOZA

12 Dated: November 7, 2006

13 By: /s/ Bruce W. Nickerson
BRUCE W. NICKERSON
Attorney at Law

14

Attorney for Plaintiff,
ROBERT T. BROWN

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ORDER OF THE COURT

17 The parties to this action having stipulated to a continuance of the Pre-Trial Conference
18 in this matter currently scheduled for November 17, 2006, in order to complete the VDRP
19 process, and good cause appearing,

20 IT IS HEREBY ORDERED THAT:

21 The November 17, 2006, date for the Pre-Trial Conference is vacated. The Pre-Trial
22 conference in this matter shall take place on Friday, January 19, 2007 at 2:30 p.m. The parties
23 shall file their Joint Pre-Trial Statement by January 12, 2007.

24 Date: November 8, 2007

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27 
FRANK C. DAMRELL, JR.
28 UNITED STATES DISTRICT JUDGE